

THE HONORABLE BENJAMIN SETTLE

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

CLYDE RAY SPENCER , MATTHEW RAY
SPENCER, and KATHRYN E. TETZ,

Plaintiffs,

v.

FORMER DEPUTY PROSECUTING
ATTORNEY FOR CLARK COUNTY
JAMES M. PETERS, DETECTIVE
SHARON KRAUSE, SERGEANT
MICHAEL DAVIDSON, CLARK COUNTY
PROSECUTOR'S OFFICE, CLARK
COUNTY SHERIFF'S OFFICE, THE
COUNTY OF CLARK and JOHN DOES
ONE THROUGH TEN,

Defendants.

NO. C11 5424 BHS

**[PROPOSED] ORDER GRANTING
DEFENDANTS' MOTION TO
STRIKE PLAINTIFFS'
SUPPLEMENTAL DISCLOSURE
PURSUANT TO FED.R.CIV.P.
26(a)(1) AND TO BAR
TESTIMONY**

**NOTE ON MOTION CALENDAR:
Friday, December 7, 2012**

THIS MATTER, having come before the Court on Defendants' Motion to Strike Plaintiffs' Supplemental Disclosure Pursuant to Fed.R.Civ.P. 26(a)(1) and to Bar Testimony, and the Court having reviewed all pleadings filed herein, including the Declaration of Guy Bogdanovich in Support of Motion to Strike Supplemental Disclosure and to Bar Testimony, with Exhibits A-C thereto, plaintiffs' responsive pleadings, and all pleadings filed by defendants in reply, it is hereby:

**[PROPOSED] ORDER GRANTING DEFENDANTS'
MOTION TO STRIKE PLAINTIFFS' SUPPLEMENTAL
DISCLOSURE PURSUANT TO FED.R.CIV.P. 26(a)(1)
AND TO BAR TESTIMONY - 1**

Cause No: C11-5424 BHS

LAW, LYMAN, DANIEL,
KAMERRER & BOGDANOVICH, P.S.
ATTORNEYS AT LAW
2674 RW JOHNSON BLVD SW, TUMWATER, WA 98512
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1 ORDERED, ADJUDGED AND DECREED that Defendants' Motion to Strike
2 Plaintiffs' Supplemental Disclosure Pursuant to Fed.R.Civ.P. 26(a)(1) and to Bar
3 Testimony is hereby GRANTED, and that witnesses 1-6 and 10-12 (William K. Thayer,
4 Robert Yoseph, John Meader, Mark Muenster, Paul Henderson, Lee Coleman, Per
5 Sweetman, David Ruud, Frederick Leppien) are hereby barred from testifying in writing
6 or in person on motion, at a hearing or at trial.

7 DATED this ____ day of November, 2012.
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10 BENJAMIN H. SETTLE
11 United States District Judge

12 **Presented by:**

13 */s/ Guy Bogdanovich*

14 Guy Bogdanovich, WSBA No 14777
15 Attorney for Defendant Sharon Krause
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**[PROPOSED] ORDER GRANTING DEFENDANTS'
MOTION TO STRIKE PLAINTIFFS' SUPPLEMENTAL
DISCLOSURE PURSUANT TO FED.R.CIV.P. 26(a)(1)
AND TO BAR TESTIMONY - 2**

Cause No: C11-5424 BHS

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